

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

Alex Koester, )  
vs. )  
Plaintiff, )  
vs. ) Civil Action No. 09-cv-396 ADM/RLE  
Windham Professionals, Inc. and )  
John Doe, )  
Defendants. )

## **STIPULATION OF DISMISSAL WITH PREJUDICE**

**IT IS HEREBY STIPULATED AND AGREED** to by and between the parties hereto, by their respective attorneys, that the above-entitled action by Plaintiff against Defendants may be, and hereby is dismissed on its merits with prejudice, without costs, disbursements, or attorneys' fees to any party and that a judgment of dismissal with prejudice may be entered in the above-entitled action pursuant hereto.

**SCRIMSHIRE, MARTINEAU, GONKO &  
VAVRECK, PLLC**

Dated: April 25, 2009

s/ Mark L. Vavreck

---

Mark L. Vavreck, Esq.

Attorney I.D.#0318619

## Designer's Guild Building

401 North Third Street, Suite 600

Minneapolis, MN 55401

mark@smgylaw.com

Telephone: (612) 659-9500

THERMOMETER, 1000

**ATTORNEY FOR PLAINTIFF**

## ATTORNEY FOR PLAINTIFF

**BASSFORD & REMELE**  
*A Professional Association*

Dated: April 27, 2009

s/ Christopher R. Morris \_\_\_\_\_.

Michael A. Klutho  
Attorney I.D. #186302  
Christopher R. Morris  
Attorney I.D. #230613  
33 South Sixth Street, Suite 3800  
Minneapolis, MN 55402-3707  
[cmorris@bassford.com](mailto:cmorris@bassford.com)  
Telephone: (612) 333-3000

**ATTORNEYS FOR DEFENDANTS**